Consistent with the determination in section 10 of Executive Order 13224 that prior notice to persons determined to be subject to the Order who might have a constitutional presence in the United States would render ineffectual the blocking and other measures authorized in the Order because of the ability to transfer funds instantaneously, I determine that no prior notice needs to be provided to any person subject to this determination who might have a constitutional presence in the United States, because to do so would render ineffectual the measures authorized in the Order. This notice shall be published in the Federal Register.

Dated: March 14, 2017.

Rex W. Tillerson,
Secretary of State.

DEPARTMENT OF STATE

Notice of Issuance of a Presidential Permit to TransCanada Keystone Pipeline, L.P.

AGENCY: Department of State.

ACTION: Notice.

SUMMARY: The Under Secretary of State for Political Affairs issued a Presidential permit to TransCanada Keystone Pipeline, L.P. ("Keystone") on March 23, 2017, authorizing Keystone to construct, connect, operate, and maintain pipeline facilities at the U.S.-Canada border in Phillips County, Montana for the importation of crude oil. In accordance with Executive Order 13337 (April 30, 2004) and the January 24, 2017 Presidential Memorandum Regarding Construction of the Keystone XL Pipeline, the Under Secretary determined that issuance of this permit would serve the national interest.


SUPPLEMENTARY INFORMATION: Additional information concerning the Keystone pipeline facilities and documents related to the Department of State’s review of the application for a Presidential permit can be found at https://keystonepipeline-xl.state.gov/. Following is the text of the permit, as issued:

**Presidental Permit**

Authorizing TransCanada Keystone Pipeline, L.P. ("Keystone") To Construct, Connect, Operate and Maintain Pipeline Facilities at the International Boundary Between the United States and Canada

By virtue of the authority vested in me as Under Secretary of State for Political Affairs, including those authorities under Executive Order 13337, 69 FR 25299 (2004), the January 24, 2017 Presidential Memorandum Regarding Construction of the Keystone XL Pipeline, and Department of State Delegation of Authority 118–2 of January 26, 2006; having considered the environmental effects of the proposed action consistent with the National Environmental Policy Act of 1969 (83 Stat. 652; 42 U.S.C. 4321 et seq.), Section 7 of the Endangered Species Act of 1973 (16 U.S.C. 1536), and other statutes relating to environmental concerns; having considered the proposed action consistent with the National Historic Preservation Act of 1966 (80 Stat. 917, 16 U.S.C. 470f et seq.); and having requested and received the views of members of the public, various federal and state agencies, and various Indian tribes; I hereby grant permission, subject to the conditions herein set forth, to TransCanada Keystone Pipeline, L.P. (hereinafter referred to as the "permittee"), a limited partnership organized under the laws of the state of Delaware, owned by affiliates of TransCanada Corporation, a Canadian public company organized under the laws of Canada, to construct, connect, operate, and maintain pipeline facilities at the international border of the United States and Canada at Morgan, Montana, for the import of crude oil from Canada to the United States.

The term “facilities” as used in this permit means the relevant portion of the pipeline and any land, structures, installations or equipment appurtenant thereto.

The term “United States facilities” as used in this permit means those parts of the facilities located in the United States. The United States facilities consist of a 36-inch diameter pipeline extending from the international border between the United States and Canada at a point near Morgan in Phillips County, Montana, to the first mainline shut-off valve in the United States located approximately 1.2 miles from the international border. The United States facilities also include certain appurtenant facilities.

This permit is subject to the following conditions:

1. The United States facilities herein described, and all aspects of their operation, shall be subject to all the conditions, provisions, and requirements of this permit and any amendment thereof. This permit may be terminated or amended at any time at the discretion of the Secretary of State or the Secretary’s delegate or upon proper application therefor. The permittee shall make no substantial change in the United States facilities, the location of the United States facilities, or in the operation authorized by this permit until such changes have